

**BOROUGH OF WASHINGTON, WARREN COUNTY, NEW JERSEY  
WASHINGTON BOROUGH COUNCIL MINUTES – May 21, 2019**

The Regular Meeting of the Borough Council of Washington, Warren County, New Jersey was held in the Council Chambers of Borough Hall at 7:00 P.M.

Roll Call: Conry, Noone, Norris, Valle, Higgins.

Also, Present: Matthew Hall, Manager  
Laurie A. Barton Borough Clerk  
Leslie Parikh, Attorney

Absent: Duchemin

Mayor Higgins led everyone in the flag salute.

Mayor Higgins read the following Statement into the Record:

“The requirements of the ‘Open Public Meetings Law, 1975, Chapter 231’ have been satisfied in that adequate notice of this meeting has been published in the Star Gazette and posted on the Bulletin Board of Borough Hall stating the time, place and purpose of the meeting as required by law.”

**COUNCIL APPEARANCE**

Rachel Smoygi(sp), Carlton Ave., inquired about her previous complaints of a tree from her neighbors’ yard that fell and landed on wires in her yard.

Hearing no further public comments, motion made by Noone and seconded by Conry to close the audience portion.

Ayes: 5 Nays: 0  
Motion Carried.

**NEW BUSINESS**

**RESOLUTIONS**

Motion made by Noone and seconded by Conry to open the public portion of resolution 2019-84, Budget Amendment.

Ayes: 5, Nays: 0  
 Motion carried.

Hearing no public comments, motion made by Noone and seconded by Conry to close the audience portion.

Ayes: 5 Nays: 0  
 Motion Carried.

Motion made by Noone and seconded by Conry to approve Resolution 2019-84 Amending the Budget.

ROLL CALL: Conry, Noone, Norris, Valle, Higgins.

Ayes: 5 Nays: 0  
 Motion Carried.

BOROUGH OF WASHINGTON  
 RESOLUTION 2019-84  
RESOLUTION TO AMEND BUDGET

WHEREAS, the local municipal budget for the year 2019 was introduced and approved on the 19th of March, 2019 and  
 WHEREAS, the public hearing on said budget has been held as advertised, and  
 WHEREAS, it is desired to amend said approved budget, now  
 THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Washington, County of Warren, that the following amendments to the approved budget of 2019 be made:

<u>RECORDED VOTE</u> (INSERT LAST NAMES)	<u>Ayes</u> (	<u>Nays</u> (	<u>Abstained</u> (
	(	(	<u>Absent</u> (
	(	(	(
	<u>FROM</u>	<u>TO</u>	
Anticipated Revenues:			
1. Surplus Anticipated	595,343.00	692,562.00	
Total Surplus Anticipated	595,343.00	692,562.00	
Summary of Revenues:			
1. Surplus Anticipated	595,343.00	692,562.00	
Subtotal General Revenues	2,961,823.76	3,059,042.76	
6. Amount to Be Raised By Taxes for Support of Municipal Budget	5,413,680.86	5,413,680.52	
Total Amount to be Raised by Taxes for Support of Municipal Budget	5,564,717.75	5,564,717.81	
7. Total General Revenues	8,526,541.51	8,623,760.57	
	<u>FROM</u>	<u>TO</u>	
8. General Appropriations:			
a. Operations Within "CAPS":			
Group Health Insurance	300,500.00	271,500.00	
Engineering - Other Expenses	60,000.00	26,000.00	
Salary Adjustments	0.00	15,000.00	
Total Operations ( Items 8(A) Within "CAPS"	3,172,683.86	3,124,683.86	
b. Contingent			

Motion made by Noone and seconded by Conry to approve Resolution 2019-57

ROLL CALL: Conry, Noone, Norris, Valle, Higgins.

Ayes: 5 Nays: 0  
Motion Carried.

<b>2019 Municipal Budget</b>			
of the Borough of Washington, County of Warren for the fiscal year 2019			
<b>Revenues and Appropriations Summaries</b>			
<b>Summary of Revenues</b>		<b>Anticipated</b>	
		<b>2019</b>	<b>2018</b>
1. Surplus		\$ 595,343.00	\$ 675,000.00
2. Total Miscellaneous Revenues		\$ 1,916,480.76	\$ 1,523,693.02
3. Receipts from Delinquent Taxes		\$ 450,000.00	\$ 400,000.00
4. a) Local Tax for Municipal Purposes		\$ 5,413,680.86	\$ 5,410,409.05
b) Addition to Local District School Tax			
c) Minimum Library Tax		\$ 151,036.89	\$ 154,309.03
Total Amount to be Raised for Support of Municipal Budget		\$ 5,564,717.75	\$ 5,564,718.08
Total General Revenues		\$ 8,526,541.51	\$ 8,163,411.10
<b>Summary of Appropriations</b>		<b>2019 Budget</b>	<b>Final 2018 Budget</b>
1. Operating Expenses:	Salaries and Wages	\$ 1,151,755.86	\$ 1,067,925.00
	Other Expenses	\$ 5,043,110.65	\$ 4,860,350.02
2. Deferred Charges & Other Appropriations		\$ 248,239.00	\$ 231,500.00
3. Capital Improvements		\$ 337,000.00	\$ 325,000.00
4. Debt Service (Included for School)		\$ 1,045,062.00	\$ 997,257.00
5. Reserve for Uncollected Taxes		\$ 701,374.00	\$ 681,379.08
Total General Appropriations		\$ 8,526,541.51	\$ 8,163,411.10
Total Number of Employees		F/T 15 & P/T 25	F/T 11 & P/T 23
<b>2019 Dedicated Sewer Utility Budget</b>			
<b>Summary of Revenues</b>		<b>2019</b>	<b>2018</b>
1. Surplus		\$ 319,120.00	\$ -
2. Rents		\$ 2,250,000.00	\$ 2,250,000.00
3. Miscellaneous Rents			
4. Miscellaneous		\$ 25,000.00	\$ 29,365.74
Total Revenue		\$ 2,594,120.00	\$ 2,279,365.74
<b>Summary of Appropriations</b>		<b>2019</b>	<b>2018</b>
1. Operating Expenses:	Salaries and Wages	\$ 165,000.00	\$ 126,000.00
	Other Expenses	\$ 1,443,000.00	\$ 1,350,000.00
2. Capital Improvements		\$ 300,000.00	\$ -
3. Debt Service		\$ 103,570.00	\$ 293,365.74
4. Deferred Charges & Other Appropriations		\$ 11,550.00	\$ 10,000.00
5. Surplus (General Budget)		\$ 571,000.00	\$ 500,000.00
Total General Revenues		\$ 2,594,120.00	\$ 2,279,365.74
<b>Balance of Outstanding Debt</b>			
	<b>General</b>	<b>Sewer Utility</b>	<b>Utility - Other</b>
Interest	\$ 482,466.75	\$ 28,650.00	
Principal	\$ 5,583,408.18	\$ 363,698.08	
Outstanding	\$ 6,065,874.93	\$ 392,348.08	\$ -
Notice is hereby given that the budget and tax resolution was approved by the Mayor and Council of the Borough of Washington, County of Warren, on, March 19 2019.			
A hearing on the budget and tax resolution will be held at the Borough Hall on May 7th, 2019 at 7:00 o'clock p.m. at which time and place objections to the Budget and Tax Resolutions for the year 2019 may be presented by taxpayers or other interested persons.			
Copies of the budget are available in the Office of the Clerk at Borough Hall 100 Belvidere Avenue, Washington, New Jersey, (908) 689-3600 during the hours of 8:30 a.m. to 4:30 p.m.			

Motion made by Noone and seconded by Conry to approve Resolution 2019-91

ROLL CALL: Conry, Duchemin, Noone, Norris, Valle, Higgins.

Ayes: 5 Nays: 0  
Motion Carried.

**RESOLUTION 2019-91**  
**RESOLUTION GRANTING PERMISSION FOR A FIREWORKS DISPLAY IN**  
**THE**  
**BOROUGH OF WASHINGTON, WARREN COUNTY, NEW JERSEY.**

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Washington, Warren County, New Jersey that permission is hereby granted to Washington Celebrates America Inc. to have a firework display in the Borough of Washington at 9:00 p.m., Thursday, July 4, 2018 with a Rain Date of Sunday, July 7, 2019.

**BE IT RESOLVED**, that the Borough Council has agreed to name Washington Celebrates America Inc. as additional insured for the following events to be held in the Borough of Washington.

**PARADE:**

Thursday July 4, 2019. Rain Date Sunday July 7, 2019

Line up from 2:00 P.M. Step off is at 3:00 P.M.

**Location: Route 31 and Broad St to Belvidere Ave to Carlton Ave to North Prospect St.**

**FIREWORKS:**

Thursday July 4, 2019. Rain Date Sunday July 7, 2019

Music by Doc South & DJ Dave Rupell from 6:00 - 9:30 PM

**Fireworks BEGIN AT DARK**

Location: Warren Hills Middle School, on the athletic field

**BE IT RESOLVED**, that a true copy of this Resolution be forwarded to the New Jersey Department of Labor and Industry, Trenton, NJ, together with a copy of the required certificate of liability insurance.

Motion made by Valle and seconded by Conry to approve Resolution 2019-92

ROLL CALL: Conry, Noone, Norris, Valle, Higgins.

Ayes: 5 Nays: 0  
Motion Carried.

**RESOLUTION # 2019-92**

**A RESOLUTION FOR REDEMPTION OF TAX CERTIFICATE**

**As per N.J.S.A.54:5**

**KNOW ALL PERSONS BY THESE PRESENTS THAT, WHEREAS**, lands in the taxing district of Washington Borough, County of Warren, State of New Jersey, were sold on April 17, 2018 to Light Properties, LLC, 17 W. Cliff St., Somerville, NJ 08876, in the amount of \$5,742.52 for taxes or other municipal liens assessed for the year 2016 in the name of Best, Linda Ann as supposed owner, and in said assessment and sale were described as 234-236 Belvidere Ave., Block 35 Lot 41, which sale was evidenced by certificate #17-00012 and

**WHEREAS**, the Collector of Taxes of said taxing district of the Borough of Washington, do certify that on 5-13-19 and before the right to redeem was cut off, as provided by law, PNC Bank claiming to have an interest in said lands, did redeem said lands claimed by Light Properties, LLC by paying the Collector of Taxes of said taxing district of Washington Borough the amount of \$39,419.41 which is the amount necessary to redeem Tax Sale Certificate #17-00012.

**NOW THEREFORE BE IT RESOLVED**, on this 21st day of May 2019 by the Mayor and Council of the Borough of Washington, County of Warren to authorize the Treasurer to issue a check payable to Light Properties, LLC, 17 W. Cliff St., Somerville, NJ 08876 in the amount of **\$39,419.41** (This consists of \$39,419.41 Certificate Amount redeemed).

**BE IT FURTHER RESOLVED**, that the Tax Collector is authorized to cancel this lien on Block 35 Lot 41 from the tax office records.

Motion made by Valle and seconded by Conry to approve Resolution 2019-93

ROLL CALL: Conry, Noone, Norris, Valle, Higgins.

Ayes: 5 Nays: 0  
Motion Carried.

**RESOLUTION 2019-93  
AUTHORIZING AWARD TO MALL CHEVROLET OF CHERRY HILL, NEW  
JERSEY TO PURCHASE A 2019 CHEVROLET TAHOE SSV-5W4 FIRE  
COMMAND VEHICLE**

**WHEREAS**, the Washington Borough Fire Department wishes to purchase one 2019 Chevrolet Tahoe SSV-5W4 Command Vehicle from an authorized Cooperative, (ESCNJ) Educational Service Commission of New Jersey authorized by the Local Public Contracts Law, N.J.S.A. 40A:11-11; and

**WHEREAS**, Mall Chevrolet, 75 Haddonfield Road, Cherry Hill New Jersey has been awarded the ESCNJ Cooperative Pricing System Contract # 17/18-44; and

**WHEREAS**, Dirk Higgins, Fire Chief and Matt Hall, Borough Manager recommend the utilization of this contract; and

**WHEREAS**, the Chief Finance Officer Natasha Turchan, shall certify the availability of funds in the amount of \$38,000 from account number 04-2019-1906-0-40 and the balance of \$6,900 for the Fire Department budget account number 01-2019-0025-0255-2-00058 and;

**NOW THEREFORE, BE IT RESOLVED** that the Borough Council of the Borough of Washington that Mall Chevrolet be awarded the contract for the aforementioned vehicle; and

**BE IT FURTHER RESOLVED** the Borough Council of the Borough of Washington authorizes the Qualified Purchasing Agent issue the appropriate purchase order in the amount of \$45,900 to the vendor

Motion made by Conry and seconded by Valle to approve Resolution 2019-94

ROLL CALL: Conry, Noone, Norris, Valle, Higgins.

Ayes: 5 Nays: 0

Motion Carried.

**RESOLUTION 2019-94**  
**A RESOLUTION FOR REDEMPTION OF TAX CERTIFICATE**  
**As per N.J.S.A.54:5**

**KNOW ALL PERSONS BY THESE PRESENTS THAT, WHEREAS**, lands in the taxing district of Washington Borough, County of Warren, State of New Jersey, were sold on October 21, 2016 to MTAG/Cust for Empire VIII NJ Portfolio LLC, P.O. Box 2208, Hicksville, NY 11802 in the amount of \$22,407.08 for taxes or other municipal liens assessed for the year 2015 in the name of Barton, John M. as supposed owner, and in said assessment and sale were described as 108 Route 31 South, Block 84 Lot 2, which sale was evidenced by Certificate #16-00062; and

**WHEREAS**, the Collector of Taxes of said taxing district of the Borough of Washington, do certify that on 5-16-19 and before the right to redeem was cut off, as provided by law, John Barton, claiming to have an interest in said lands, did redeem said lands claimed by MTAG/Cust for Empire VIII NJ Portfolio LLC, by paying the Collector of Taxes of said taxing district of Washington Borough the amount of \$116,150.76 which is the amount necessary to redeem Tax Sale Certificate #16-00062

**NOW THEREFORE BE IT RESOLVED**, on this 21st day of May, 2019 by the Mayor and Council of the Borough of Washington, County of Warren to authorize the Treasurer to issue a check payable to MTAG/Cust for Empire VIII NJ Portfolio LLC, P.O. Box 2208, Hicksville, NY 11802 in the amount of **\$141,150.76** (This amount consists of \$116,150.76 Certificate Amount redeemed + \$25,000.00 Premium).

**BE IT FURTHER RESOLVED**, that the Tax Collector is authorized to cancel this lien on Block 84 Lot 2 from the tax office records.

Motion made by Valle and seconded by Conry to approve Resolution 2019-95

ROLL CALL: Conry, Noone, Norris, Valle, Higgins.

Ayes: 5 Nays: 0  
Motion Carried.

**RESOLUTION 2019-95  
RETAIL DISTRIBUTION LICENSE  
WASHINGTON DISCOUNT LIQUOR  
LICENSE NUMBER #2121-44-008-008**

**WHEREAS**, an application has been made in apparent conformity with the requirements and conditions relative to the issuance of a **Plenary Retail Distribution License** and in accord with an Act of Legislature concerning Alcoholic Beverages and the Amendments and Supplements thereto; and

**WHEREAS**, the following applicant has paid a fee of **\$720.00**.

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of Washington, County of Warren, and State of New Jersey that a **Plenary Retail Distribution License** be issued by the Borough Clerk and granted to:

**License # 2121-44-008-008**  
Washington Discount Liquors LLC  
66 Route 31  
Washington NJ 07882

From July 1, 2019 – June 30, 2020, provided proof of compliance with Public Law 1970, Chapter 77, has been submitted by the Division of Alcoholic Beverage Control.

Motion made by Conry and seconded by Valle to approve Resolution 2019-96

ROLL CALL: Conry, Noone, Norris, Valle, Higgins.

Ayes: 5 Nays: 0  
Motion Carried.

**RESOLUTION 2019-96  
RETAIL DISTRIBUTION LICENSE  
WARREN COUNTY DISCOUNT LIQUOR  
LICENSE NUMBER #2121-44-006-002**

**WHEREAS**, an application has been made in apparent conformity with the requirements and conditions relative to the issuance of a **Plenary Retail Distribution**

License and in accord with an Act of Legislature concerning Alcoholic Beverages and the Amendments and Supplements thereto; and

**WHEREAS**, the following applicant has paid a fee of **\$720.00**.

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of Washington, County of Warren, and State of New Jersey that a **Plenary Retail Distribution License** be issued by the Borough Clerk and granted to:

**License # 2121-44-006-002**

Warren County Discount Liquor Grocery Inc  
260 Washington Ave.  
Washington NJ 07882

From July 1, 2019 – June 30, 2020, provided proof of compliance with Public Law 1970, Chapter 77, has been submitted by the Division of Alcoholic Beverage Control.

**ORDINANCES**

Motion made by Conry to approve on first reading Ordinance 2019-14 motion seconded by Valle. Public Hearing scheduled for June 18, 2019.

ROLL CALL: Conry, Noone, Norris, Valle, Higgins.

Ayes: 5, Nays: 0  
Motion Carried

**ORDINANCE 2019-14**

**BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF A NEW STREET SWEEPER BY THE BOROUGH OF WASHINGTON, IN THE COUNTY OF WARREN, NEW JERSEY, APPROPRIATING \$250,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$237,500 BONDS OR NOTES OF THE BOROUGH FOR FINANCING SUCH APPROPRIATION.**

**BE IT ORDAINED BY THE MAYOR AND COMMON COUNCIL OF THE BOROUGH OF WASHINGTON, IN THE COUNTY OF WARREN, NEW JERSEY** (not less than two-thirds of all the members thereof affirmatively concurring), **AS FOLLOWS:**

The improvement described in Section 3 of this bond ordinance is hereby authorized as a

general improvement to be made or acquired by the Borough of Washington, in the County of Warren, New Jersey. For the said improvement or purpose stated in said Section 3, there is hereby appropriated the sum of \$250,000, said sum being inclusive of all appropriations heretofore made therefor and including the sum of \$12,500 as the down payment for said improvement or purpose required by law and now available therefor by virtue of provision in a previously adopted budget or budgets of the Borough for down payment or for capital improvement purposes.

For the financing of said improvement or purpose and to meet the part of said \$250,000 appropriation not provided for by application hereunder of said down payment, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$237,500 pursuant to the Local Bond Law of New Jersey. In anticipation of the issuance of said bonds and to temporarily finance said improvement or purpose, negotiable notes of the Borough in a principal amount not exceeding \$237,500 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Local Bond Law.

(a) The improvement hereby authorized and purpose for the financing of which said obligations are to be issued is the acquisition, by purchase, of new and additional vehicular equipment for use by the Department of Public Works of the Borough, including one (1) street sweeper, together with all equipment, apparatus and accessories necessary therefor or incidental thereto, all as shown on and in accordance with the specifications therefor on file or to be filed in the office of the Borough Clerk and hereby approved.

The estimated maximum amount of bonds or notes to be issued for said purpose is \$237,500.

The estimated cost of said purpose is \$250,000, the excess thereof over the said estimated maximum amount of bonds or notes to be issued therefor being the amount of the said \$12,500 down payment for said purpose.

The following additional matters are hereby determined, declared, recited and stated:

The said purpose described in Section 3 of this bond ordinance is not a current expense and is a property or improvement which the Borough may lawfully acquire or make as a general

improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

The period of usefulness of said purpose within the limitations of said Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is fifteen (15) years.

The supplemental debt statement required by said Local Bond Law has been duly made and filed in the office of the Borough Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such statement shows that the gross debt of the Borough as defined in said Local Bond Law is increased by the authorization of the bonds and notes provided for in this bond ordinance by \$237,500, and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

An aggregate amount not exceeding \$5,000 for interest on said obligations, costs of issuing said obligations and other items of expense listed in and permitted under section 40A:2-20 of said Local Bond Law may be included as part of the cost of said improvement and is included in the foregoing estimate thereof.

All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer, acting chief financial officer or treasurer of the Borough (the "Chief Financial Officer"), provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the Chief Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. §40A:2-8. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale at not less than par and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the dates of delivery thereof. The Chief Financial Officer is directed to report in writing to the

governing body of the Borough at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, interest rate and maturities of the notes sold, the price obtained and the name of the purchaser.

The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this bond ordinance. Said obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all the taxable property within the Borough for the payment of said obligations and interest thereon without limitation of rate or amount.

The capital budget or temporary capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith and the resolutions promulgated by the Local Finance Board showing all detail of the amended capital budget or temporary capital budget and capital program as approved by the Director, Division of Local Government Services, are on file with the Borough Clerk and are available for public inspection.

This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by said Local Bond Law.

Motion made by Noone to approve on first reading Ordinance 2019-15 motion seconded by Valle. Public Hearing scheduled for June 18, 2019.

ROLL CALL: Conry, Noone, Norris, Valle, Higgins.

Ayes: 5, Nays: 0

Motion Carried

**ORDINANCE 2019-15**

**ORDINANCE PROVIDING FOR VARIOUS SEWER UTILITY IMPROVEMENTS BY THE BOROUGH OF WASHINGTON, IN THE COUNTY OF WARREN, NEW JERSEY, AND APPROPRIATING \$300,000 THEREFOR FROM MONEYS IN THE SEWER CAPITAL IMPROVEMENT FUND OF THE BOROUGH.**

**BE IT ORDAINED BY THE MAYOR AND COMMON COUNCIL OF  
THE BOROUGH OF WASHINGTON, IN THE COUNTY OF WARREN, NEW JERSEY, AS  
FOLLOWS:**

The improvements described in Section 2 of this ordinance are hereby authorized as general improvements to be made or acquired by the Borough of Washington, in the County of Warren, New Jersey, and there is hereby appropriated therefor the sum of \$300,000 from moneys available in the Sewer Capital Improvement Fund of the Borough.

The improvements hereby authorized and the purposes for the financing of which the appropriation is made as provided in Section 1 of this ordinance include the upgrade and rehabilitation of sewer lines, pipes and manholes so as to mitigate infiltration and inflow, the acquisition by purchase of a new sewer camera, and the improvement and rehabilitation of the sewer plant in and the Borough, together with for all the aforesaid all structures, equipment, site work, work and materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file or to be filed in the office of the Borough Clerk and hereby approved.

The capital budget or temporary capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith and the resolutions promulgated by the Local Finance Board showing all detail of the amended capital budget or temporary capital budget and capital program as approved by the Director, Division of Local Government Services, are on file with the Borough Clerk and are available for public inspection.

This ordinance shall take effect after publication after final passage as provided by law.

Motion made by Noone to approve on first reading Ordinance 2019-16 motion seconded by Conry. Public Hearing scheduled for June 18, 2019.

ROLL CALL: Conry, Noone, Norris, Valle, Higgins.

Ayes: 5, Nays: 0

Motion Carried

**ORDINANCE 2019-16**

**ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENTS BY THE BOROUGH OF WASHINGTON, IN THE COUNTY OF WARREN, NEW JERSEY, AND APPROPRIATING \$265,000 THEREFOR FROM MONEYS IN THE GENERAL CAPITAL IMPROVEMENT FUND OF THE BOROUGH.**

**BE IT ORDAINED BY THE MAYOR AND COMMON COUNCIL OF THE BOROUGH OF WASHINGTON, IN THE COUNTY OF WARREN, NEW JERSEY, AS FOLLOWS:**

The improvements described in Section 2 of this ordinance are hereby authorized as general improvements to be made or acquired by the Borough of Washington, in the County of Warren, New Jersey, and there is hereby appropriated therefor the sum of \$265,000 from moneys available in the General Capital Improvement Fund of the Borough.

The improvements hereby authorized and the purposes for the financing of which the appropriation is made as provided in Section 1 of this ordinance include the acquisition and installation of new computer equipment, the improvement, reconstruction and resurfacing of various roads and locations in the Borough, and the renovation, rehabilitation and upgrade of Borough Hall, together with for all the aforesaid all structures, equipment, site work, work and materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file or to be filed in the office of the Borough Clerk and hereby approved.

The capital budget or temporary capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith and the resolutions promulgated by the Local Finance Board showing all detail of the amended capital budget or temporary capital budget and capital program as approved by the Director, Division of Local Government Services, are on file with the Borough Clerk and are available for public inspection.

This ordinance shall take effect after publication after final passage as provided by law.

## **VOUCHERS AND CLAIMS**

Motion made by Valle seconded by Conry to pay the vouchers and claims in the amount of \$1,153,925.25 from the current fund and \$ 84,865.93 from sewer.

ROLL CALL: Conry, Noone, Norris, Valle, Higgins

Ayes: 5, Nays: 0  
Motion Carried

## **REPORTS**

Motion made by Valle and seconded by Conry to receive and file the following reports:

1. Police-April
2. Manager

ROLL CALL: Conry, Noone, Norris, Valle, Higgins

Ayes: 5, Nays: 0  
Motion Carried

## **Nominations to fill vacancy**

Mayor Higgins called for motion to open nominations to fill an unexpired council seat.

Motion made by Norris and seconded by Valle to open the nominations; all were in favor.

Ayes: 5, Nays: 0  
Motion Carried

Councilwoman Valle nominated John Musick.

Hearing no other nominations being made, motion made by Norris and seconded by Valle to close the nominations, all were in favor.

Motion to appoint John Musick made by Valle and seconded by Noone with an amendment to clarify the nomination is for John Musick Sr.

ROLL CALL: Conry, Noone, Norris, Valle, Higgins

Ayes: 4, Nays: 0 Abstain: 1 (Conry)

Motion Carried

**COUNCIL REMARKS**

Councilwoman Conry brought up several items of requests from the Library Board.

Councilwoman Valle stated she was happy to see police officers pulling over speeders and asked for an update on improvements downtown.

Councilwoman Noone thanked the volunteers who came out for the Shavecong Creek clean up. Councilwoman Noone brought up an item for discussion concerning dates for the annual town wide yard sales.

Motion was made by Noone to change the yard sale date to September 7<sup>th</sup> & 8<sup>th</sup>, motion seconded Norris, all were in favor.

Councilman Norris thanked the Fire Department, DPW and Police and wished everyone a happy safe Memorial Day weekend.

Mayor Higgins asked if everyone filed their FDS statements. Mayor Higgins asked for updates on the following; Grand Avenue project, Mill Pond damn, late fees for animal licenses and Ray Rice.

Mayor Higgins asked Melanie Thiel BID Director on an update regarding the bike racks and benches.

Lt Kaufman, Washington Police Department reported on the annual run called the M&M Torch Run, in its 20<sup>th</sup> year that raises money for Special Olympics.

Mayor Higgins stated that Memorial Day is a special day honoring those Veterans and honor the people who didn't make it back from where they went. Mayor Higgins stated that he would like to see flags put up throughout the borough reflecting the Veterans in the future.

Councilwoman Noone added that the Green Fest will be held June 15<sup>th</sup> from 10 a.m. until p.m. which is also the first day of the Farmers Market.

Councilman Norris added that he would like to see borough officials have shirts with the borough's logo on them.

Manager Hall gave updates on the following:  
South Prospect Street  
Sunrise Terr  
Broad Street

Cemetery issues.

**EXECUTIVE SESSION**

A motion was made by Norris seconded by Noone to approve a Resolution Authorizing Executive Session for the purpose of discussing a potential litigation matter, contract negotiations, and a personnel matter at 7:45 p.m. with a five-minute break.

Ayes: 5 Nays: 0  
Motion Carried.

**RESOLUTION**  
**AUTHORIZING EXECUTIVE SESSION**

**WHEREAS**, the Open Public Meetings Act; *N.J.S.A. 10:4-6 et seq.*, declares it to be the public policy of the State to ensure the right of citizens to have adequate advance notice of and the right to attend meetings of public bodies at which business affecting the public is discussed or acted upon; and

**WHEREAS**, the Open Public Meetings Act also recognizes exceptions to the right of the public to attend portions of such meetings; and

**WHEREAS**, the Mayor and Council find it necessary to conduct an executive session closed to the public as permitted by the *N.J.S.A. 40:4-12*; and

**WHEREAS**, the Mayor and Council will reconvene in public session at the conclusion of the executive session;

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Washington, County of Warren, State of New Jersey that they will conduct an executive session to discuss the following topic(s) as permitted by *N.J.S.A. 40:4-12*:

\_\_\_\_\_A matter which Federal Law, State Statute or Rule of Court requires be kept confidential or excluded from discussion in public  
(Provision \_\_\_\_\_ relied \_\_\_\_\_ upon:  
\_\_\_\_\_);

\_\_\_\_\_A matter where the release of information would impair a right to receive funds from the federal government;

\_\_\_\_\_A matter whose disclosure would constitute an unwarranted invasion of individual privacy;

\_\_\_\_\_A collective bargaining agreement, or the terms and conditions thereof (Specify contract: \_\_\_\_\_);

\_\_\_\_\_A matter involving the purpose, lease or acquisition of real property with public funds, the setting of bank rates or investment of public funds where it could adversely affect the public interest if discussion of such matters were disclosed; Real Estate Acquisitions

\_\_\_\_\_Tactics and techniques utilized in protecting the safety and property of the public provided that their disclosure could impair such protection;

\_\_\_\_\_Investigations of violations or possible violations of the law;

Pending or anticipated litigation or contract negotiation in which the public body is or may become a party; (The general nature of the litigation or contract negotiations is: \_\_\_\_\_ The public disclosure of such information at this time would have a potentially negative impact on the municipality's position in the litigation or negotiation; therefore this information will be withheld until such time as the matter is concluded or the potential for negative impact no longer exists.)

\_\_\_\_\_Matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his or her ethical duties as a lawyer; (The general nature of the matter is: \_\_\_\_\_

\_\_\_\_\_ OR \_\_\_\_\_ the public disclosure of such information at this time would have a potentially negative impact on the municipality's position with respect to the matter being discussed; therefore this information will be withheld until such time as the matter is concluded or the potential for negative impact no longer exists.);

Matters involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance, promotion or disciplining of any specific prospective or current public officer or employee of the public body, where all individual employees or appointees whose rights could be adversely affected have not requested in writing that the matter(s) be discussed at a public meeting; (The employee(s) and/or general nature of discussion is: \_\_\_\_\_ the public disclosure of such information at this time would violate the employee(s) privacy rights; therefore this information will be withheld until such time as the matter is concluded or the threat to privacy rights no longer exists.;

\_\_\_\_\_Deliberation occurring after a public hearing that may result in the imposition of a specific civil penalty or loss of a license or permit;

**BE IT FURTHER RESOLVED** that the Mayor and Council hereby declare that their discussion of the subject(s) identified above may be made public at a time when the Borough Attorney advises them that the disclosure of the discussion will not detrimentally affect any right, interest or duty of the Borough or any other entity with respect to said discussion.

**BE IT FURTHER RESOLVED** that the Mayor and Council, for the reasons set forth above, hereby declare that the public is excluded from the portion of the meeting during which the above discussion shall take place.

A motion was made by Noone seconded by Conry to come out of Executive Session at 8:09 pm.

Ayes: 5; Nays: 0

Motion Carried.

## **ADJOURNMENT**

Hearing no further business, a motion was made by Conry seconded by Noone to adjourn the meeting at 8:09 pm.

Ayes: 5; Nays: 0

Motion Carried.

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Mayor David Higgins

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Laurie A. Barton, Borough Clerk